

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

FAZE CLAN INC.,

Plaintiff,

vs.

TURNER TENNEY p/k/a "TFUE"

Defendant.

Case No. 1:19-cv-07200-JSR

**STIPULATION AND OF DISMISSAL OF CERTAIN CLAIMS, COUNTERCLAIMS  
AND DEFENSES**

Pursuant to Rule 41(a)(1)(A)(ii) and 41(c) of the Federal Rules of Civil Procedure, and in an effort to streamline the issues requiring adjudication in this matter, Plaintiff-Counterdefendant FaZe Clan Inc. ("FaZe Clan") and Defendant-Counterplaintiff Turner Tenney p/k/a "Tfue" ("Tenney"), by and through their undersigned counsel of record, stipulate as follows:

(1) The following causes of action in FaZe Clan's complaint are hereby dismissed with prejudice, with each party bearing its own costs, expenses, and attorneys' fees:

- Fifth Cause of Action (Misappropriation of Trade Secrets);
- Sixth Cause of Action (Intentional Interference with Contract) solely to the extent it alleges interference with FaZe Clan's contracts with other gamers and media personalities; for purposes of clarity, FaZe Clan will continue to assert this Cause of Action to the extent it alleges interference with FaZe Clan's brand deals/sponsors; and
- Eighth Cause of Action (Commercial Disparagement).

(2) The following defense and cause of action in Tenney's Answer and Counterclaims are hereby dismissed with prejudice, with each party bearing its own costs, expenses, and attorneys' fees:

- Third Defense (Fraud); and
- Ninth Cause of Action (Breach of Fiduciary Duty)

The parties continue to assert, and do not waive, any and all causes of action and defenses other than those expressly dismissed herein.

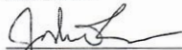
Dated: March 17, 2020

Respectfully submitted,



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*Attorneys for Defendant-Counterplaintiff  
Turner Tenney p/k/a "Tyue"*

  
United States District Judge

So ordered.  
March 20, 2020